AMENDMENTS

Amendments to the Claims:

Please cancel claims 1, 3-5, 7, 11-13, 15 and 17-43 without prejudice and amend the application as follows. This listing of claims will replace all prior versions and listings of claims in the application:

Listing of Claims:

1. Canceled

2. (Currently Amended) A ~~The~~ promoter of the CD11d gene ~~according to claim 1~~ comprising all or a functional portion of isolated or recombinant SEQ ID NO: 1, wherein the functional portion is selected from the group consisting of 225 to 1244 of SEQ ID NO: 1, and 998 to 1244 of SEQ ID NO: 1.

3-5. Canceled

6. (Currently Amended) A ~~The~~ promoter of the CD11d gene ~~according to claim 5~~ comprising an isolated or recombinant double-stranded DNA molecule, wherein one of the strands of the DNA hybridizes to all or a functional portion of ~~a sequence~~ SEQ ID NO: 1, wherein the functional portion is selected from the group consisting of 225 to 1244 of SEQ ID NO: 1, and 998 to 1244 of SEQ ID NO: 1.

7. Canceled

8. (Currently Amended) A ~~The~~ cis-acting element ~~according to claim 7,~~ that influences the activity of a myeloid cell promoter comprising a functional portion of isolated or recombinant SEQ ID NO: 1, such that the element is sufficient to influence the activity of a myeloid cell specific promoter wherein the cis-acting element is the 225 to 1244 region of SEQ ID NO: 1.

9. (Currently Amended) A ~~The~~ cis-acting element ~~according to claim 7,~~ that influences the activity of a myeloid cell promoter comprising a functional portion of isolated or recombinant SEQ ID NO: 1, such that the element is sufficient to influence the activity of a myeloid cell specific promoter wherein the cis-acting element is the 999 to 1244 region of SEQ ID NO: 1.

10. (Currently Amended) ~~The~~ A cis-acting element ~~according to claim 7,~~ that influences the activity of a myeloid cell promoter comprising a functional portion of isolated or recombinant SEQ ID NO: 1, such that the element is sufficient to influence the activity of a myeloid cell specific promoter wherein the cis-acting element is the 1099 to 1131 region of SEQ ID NO:1.

11-13. Canceled

14. (Currently Amended) ~~The~~ A cis-acting element ~~according to claim 13,~~ that influences the activity of a myeloid cell specific promoter comprising a functional portion of isolated or recombinant SEQ ID NO: 1, such that the element is sufficient to influence the activity of a myeloid cell specific promoter wherein the cis-acting element is a binding site for a transcription factor, further wherein the cis-acting element is a binding site for Sp1, further wherein the binding site for Sp1 is the 1108 to 1131 (5') region of SEQ ID NO: 1.

15. Canceled

16. (Currently Amended) ~~The~~ A cis-acting element ~~according to claim 15,~~ that influences the activity of a myeloid cell specific promoter comprising a functional portion of isolated or recombinant SEQ ID NO: 1, such that the element is sufficient to influence the activity of a myeloid cell specific promoter wherein the cis-acting element is a myeloid cell specific silencer element, further wherein the cis-acting element is the 580 to 793 region of SEQ ID NO: 1.

17-43. Canceled